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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inter Application

Inventor: Theodore D. Rees et al.
Appl. No.: 10/797,261
Confirm. No.: 5359
Filed: March 10, 2004
Title: Optical Pick-Up Units and Laser Drivers with Increased Functionality

PATENT APPLICATION

Art Unit: 2655
Examiner: Unknown
Docket No. ELAN-01110US2

CERTIFICATE OF MAILING UNDER 37 CFR §1.8

I hereby certify that this correspondence is being deposited in the United States Postal Service with sufficient postage as first class mail in an envelope addressed to Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450, on the date shown below.

By: Linda Saunders
Linda Saunders

Dated: October 29, 2004

SECOND INFORMATION DISCLOSURE STATEMENT
UNDER 37 CFR §1.56

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

It is requested that the information identified in this statement be considered by the Examiner and made of record in the above-identified application. This statement is not intended to represent that a search has been made or that the information cited in the statement is, or is considered to be, material to patentability as defined in 37 CFR §1.56. If this is a continuation, divisional or continuation-in-part application, it is understood that the Examiner will consider all information which was considered by the Office in a parent application. MPEP §609. Such information therefore is not listed herein unless it is desired that the information be printed on a patent issuing from the subject application.

Enclosed with this statement are the following:

- X Form PTO-1449. The Examiner is requested to initial the form and return it to the undersigned in accordance with MPEP §609.
- X The present application is being/was filed after June 30, 2003. In accordance with the pre-Official Gazette waiver of 37 CFR 1.98 (a)(2)(i) posted at pac/dapp/opla/preognotice/idswouscopies.htm, copies of cited U.S. patents and publications are not enclosed. Copies of cited foreign patent documents and non-patent literature are enclosed in accordance with 37 CFR §1.98(a)(2), as still required.
- X **PTA Statement under 37 CFR §1.704(d).** Each item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart application and this communication was not received by any individual designated in §1.56(c) more than thirty days prior to the filing of the information disclosure statement. A copy of that communication, a PCT International Search Report and Written Opinion, is enclosed for the convenience of the Examiner.

This statement should be considered because:

X **37 CFR §1.97(b).** This statement qualifies under 37 CFR §1.97, subsection (b) because:

- (1) It is being filed within three months of the filing date of an application other than a continued prosecution application under §1.53(d);
-- OR --
- (2) It is being filed within 3 months of entry of a national stage;
-- OR --
- (3) It is being filed before the mailing date of the first Office Action on the merits,
-- OR --
- (4) It is being filed before the mailing date of the first Office Action after the filing of a Request for Continued Examination under 37 CFR §1.114.

X ***Fee Authorization.*** The Commissioner is hereby authorized to charge underpayment of any additional fees or credit any overpayment associated with this communication to Deposit Account No. 06-1325.

Respectfully submitted,

Date: 10/29/04

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INFORMATION DISCLOSURE CITATION

BY APPLICANT

NOV 02 2004

(Use several sheets if necessary)

Applicant

Theodore D. Rees et al.

Filing Date

March 10, 2004

Group Art Unit

2655

U.S. PATENTS

| Examiner Initial | Patent Number | Issue Date | Name | Class | Subclass | Filing Date |
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| Examiner Initial | Patent Application Publication Number | Publication Date | Applicant |
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PENDING U.S. PATENT APPLICATIONS

| Examiner Initial | Application Number | Filing Date | Inventor | Petition to Expunge | |
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| | | | | Yes | No |
| | | | | | |

FOREIGN PATENT DOCUMENTS

| Examiner Initial | Document Number | Publication Date | Country | Translation | |
|------------------|-------------------|------------------|---------------|-------------|----|
| | | | | Yes | No |
| | 1. WO 02/29793 A2 | 4/11/2002 | International | ✓ | |
| | 2. EP 1 067529 A2 | 1/10/2001 | EP | ✓ | |

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, etc.)

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EXAMINER

DATE CONSIDERED

EXAMINER: Initial if references considered, whether or not citation is in conformance with MPEP § 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

*1 = Copy not submitted because it was submitted in prior application ____/____, filed _____, 20____, and relied upon under 35 USC §120.

*2 = Copy not submitted because it was submitted in prior application ____/____, filed _____, 20____, and relied upon under 35 USC §120.